

## SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

April 28 – May 2, 2003

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
4-30	EX	75/490,727	Baldwin Hardware Corp.	Simms* Seeherman Drost	2(e)(1)	Refusal Affirmed		"THE LIFETIME FINISH" [finish coating in the nature of electroplated and vapor deposited metals sold as an integral component of metallic door hardware, namely, locks, latches, knobs, knobs in the nature of levers, and hinges]		Kim	No
4-30	EX	76/175,703	Liberty Hardware Mfg. Corp.	Simms* Quinn Walters	2(e)(4)	Refusal Affirmed		"MANSFIELD" [bathroom accessories, namely, towel bars, towel rings, toilet tissue holders, soap dishes, tumbler holders, and toothbrush holders]		Nelson	No
4-30	EX	76/297,947	Oriental Foodbank, Inc.	Cissel Chapman* Drost	2(d)	Refusal Reversed		configuration of the bottle for applicant's goods [menthol oil]	configuration of the bottle for registrant's goods [medicated oil for use in relief of bodily aches and pains]	Wallace	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) \*=Opinion Writer; (D)=Dissenting Panel Member

## SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

April 28 – May 2, 2003 (continued)

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5-2	EX	76/084,220	Avatar Retirement Communities, Inc.	Seeherman* Hohein Drost	2(d)	Refusal Affirmed		“YOUR LIFE YOUR WAY” [construction of homes as part of an age-restricted community; construction services for age-restricted communities, namely, planning, laying out and custom construction of age-restricted residences, recreational facilities, social and community facilities, and commercial buildings; providing recreational services in the nature of golf, walking trails, biking, arts and crafts, swimming facilities and exercise facilities, all in connection with the age-restricted communities]	“YOUR HOME YOUR WAY” [construction services, namely, planning, laying out, and construction of residential communities]	Brown	No

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